

**UNITED STATES DISTRICT COURT**  
 for the  
 District of Arizona

*DPA  
11/7/17*

United States of America )  
 v. )  
 Ildefonso Gonzalez-Juarez, )  
 Aka: Idelfonso Gonzalez-Juarez, )  
(A205 152 012) )  
Defendant )  
 )

Case No. 17-7559 MJ

**CRIMINAL COMPLAINT**

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date of November 7, 2017, in the County of Maricopa in the District of Arizona, the defendant violated Title 8, U.S.C. § 1326(a), a felony, and Title 8, U.S.C. § 1325(a)(2), a class B misdemeanor, an offense described as follows:

**See Attachment A Incorporated By Reference Herein**

I further state that I am a Border Patrol Agent with U.S. Customs and Border Protection.

This criminal complaint is based on these facts:

**See Attached Statement of Probable Cause Incorporated By Reference Herein**

*CEB*  
 REVIEWED BY: Charles E. Bailey P.S. for SAUSA Ryan J. Goldstein

Continued on the attached sheet.

*Jimmy X. Cepeda*  
 Complainant's signature  
 Jimmy X. Cepeda  
 U.S. Border Patrol Agent  
Printed name and title

Reviewed, approved, and signed in person.

Date: November 7, 2017

*Bridget S. Bade*  
 Judge's signature

City and state: Phoenix, Arizona

**Bridget S. Bade**  
 United States Magistrate Judge  
Printed name and title

**ATTACHMENT A**

**Count 1**

On or about November 7, 2017, Ildefonso Gonzalez-Juarez, an alien, was found in the United States of America at or near Gila Bend, in the District of Arizona, after having been previously denied admission, excluded, deported, and removed from the United States at or near Calexico, California, on or about March 20, 2016, and not having obtained the express consent of the Secretary of the Department of Homeland Security to reapply for admission thereto; in violation of Title 8, United States Code, Section 1326(a), a felony.

**Count 2**

On or about November 7, 2017, at or near Gila Bend, in the District of Arizona, Ildefonso Gonzalez-Juarez, an alien, did elude the examination or inspection by immigration officers in violation of Title 8, United States Code, Section 1325(a)(2), a class B misdemeanor.

**STATEMENT OF PROBABLE CAUSE**

I, Jimmy X. Cepeda, being duly sworn, hereby depose and state as follows:

1. Your affiant is a United States Border Patrol agent. I have learned from direct participation in the investigation and from the reports and communications of other agents and officers the facts recited herein.
2. On November 7, 2017, Border Patrol Agents Monte Knuth and Kyle Mann encountered an individual near Gila Bend, in the District of Arizona. The agents identified themselves as Border Patrol agents and performed an immigration inspection on the individual. The individual, later identified as Ildefonso Gonzalez-Juarez, admitted to being a citizen and national of a country other than the United States, unlawfully present in the United States. Gonzalez-Juarez was transported to the Ajo Border Patrol Station for further processing. Gonzalez-Juarez was held in administrative custody until his identity could be confirmed along with his immigration and criminal history.
3. Immigration history checks revealed Ildefonso Gonzalez-Juarez to be a citizen of Mexico and a previously deported alien. Gonzalez-Juarez was removed from the United States to Mexico through Calexico, California, on or about March 20, 2016, pursuant to a removal order issued by an immigration official. There is no record of

Ildefonso Gonzalez-Juarez in any Department of Homeland Security database to suggest that he obtained permission from the Secretary of the Department of Homeland Security to return to the United States after his removal.

4. Furthermore, there is no record of Ildefonso Gonzalez-Juarez in any Department of Homeland Security database to suggest that after his last removal from the United States he entered the United States at an official Port of Entry. Had Gonzalez-Juarez presented himself at a Port of Entry, Department of Homeland Security records likely would reveal that information. Accordingly, your affiant believes that Gonzalez-Juarez entered the United States at a location not designated as an official Port of Entry, and thereby eluded examination and inspection by Immigration Officers of the United States. Gonzalez-Juarez's immigration history was matched to him by electronic fingerprint comparison.

5. On November 7, 2017, Ildefonso Gonzalez-Juarez was advised of his constitutional rights. Gonzalez-Juarez freely and willingly acknowledged his rights and declined to provide a statement under oath.

6. For these reasons, this affiant submits that there is probable cause to believe that on or about November 7, 2017, Ildefonso Gonzalez-Juarez, an alien, was found in the United States of America at or near Gila Bend, in the District of Arizona, after having been previously denied admission, excluded, deported, and removed from the United

States at or near Calexico, California, on or about March 20, 2016, and not having obtained the express consent of the Secretary of the Department of Homeland Security to reapply for admission thereto; in violation of Title 8, United States Code, Section 1326(a), a felony, and on or about November 7, 2017, at or near Gila Bend, in the District of Arizona, Ildefonso Gonzalez-Juarez, an alien, did elude the examination or inspection by immigration officers in violation of Title 8, United States Code, Section 1325(a)(2), a class B misdemeanor.

  
\_\_\_\_\_  
Jimmy X. Cepeda  
United States Border Patrol Agent

Sworn to and subscribed before me  
this 7<sup>th</sup> day of November, 2017.

  
\_\_\_\_\_  
Bridget S. Bade  
United States Magistrate Judge